



to which objection is made." ). The Court has reviewed the Report and Recommendation and finds its reasoning to be neither clearly erroneous nor contrary to law. *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918 (1989).


IT IS THEREFORE ORDERED that the Report and Recommendation of United States Magistrate Judge (docket no. 91) is ACCEPTED pursuant to 28 U.S.C. § 636(b)(1) such that:

- Defendant Navy Federal Credit Union's Motion to Dismiss Plaintiff's First Amended Complaint (docket no. 33) is DENIED;
- Defendant Credit First National Association's Motion to Dismiss Plaintiff's First Amended Complaint Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure (docket no. 36) is GRANTED such that Defendant Credit First National Association is DISMISSED from this suit;
- Defendant AT&T's Motion to Dismiss Plaintiff's Verified Complaint (docket no. 44) is DISMISSED AS MOOT; and
- Defendant AT&T's Motion to Dismiss Plaintiff's Claims Pursuant to Fed. R. Civ. P. 12(b)(5) and Fed. R. Civ. P. 41(b) (docket no. 81) is GRANTED such that AT&T is DISMISSED from this lawsuit.

This case continues to be referred to the Magistrate Judge for further pretrial proceedings.

It is so ORDERED.

SIGNED this 29th day of February, 2024.

  
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FRED BIERY  
UNITED STATES DISTRICT JUDGE